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Adoption, Foster Care & Juvenile Justice

1. Butterfield, Fox. "Concern Rising Over Use of Juvenile Prisons to 'Warehouse' the Mentally Ill." *New York Times* A14 (December 5, 2000).
2. Collett, Teresa Stanton. "Seeking Solomon's Wisdom: Judicial Bypass of Parental Involvement in a Minor's Abortion Decision." 52 *Baylor Law Review* 513 (2000).
3. "Crime Rates Among Juveniles Hit Record Low." *Augusta Chronicle* A06 (December 15, 2000).
4. Esbensen, Finn-Aage, L. Thomas Winfree, Jr., Ni He, and Terrance J. Taylor. "Youth Gangs and Definitional Issues: When Is a Gang a Gang, and Why Does It Matter." 47 *Crime & Delinquency* 105 (January 2001).
5. Mandelbaum, Randi. "Revisiting the Question of Whether Young Children in Child Protection Proceedings Should Be Represented by Lawyers." 32 *Loyola University Chicago Law Journal* 1 (Fall 2000).
6. Portley, Honorable Maurice. "The Real Story: Youth Crime's Decline Shows Programs Work." *East Valley Tribune* A17 (January 11, 2001).
7. "Scholarships for Foster Kids." *Seattle Post-Intelligencer* B2 (January 5, 2001).
8. Shultz, Erica. "Ignoring Distress Signals: Why Courts Recognize Emotional Distress Damages in Wrongful Adoption Claims." 52 *Florida Law Review* 1073 (2000).
9. Smith, Bradley T. "Interpreting 'Prior Record' Under the Federal Juvenile Delinquency Act." 67 *University of Chicago Law Review* 1431 (Fall 2000).
10. Sprayberry, Noble. "Problem Kids Often Mentally Ill, Justice System Not Set Up for These Youths, Group Finds." *The Tennessean* 1B (December 5, 2000).
11. Stingley, Alisa. "State Cuts Time for Foster Children to Be Adopted." *Baton Rouge Advocate* 5-B (December 26, 2000).
12. Williams, Dave. "Juvenile Justice Agenda Outlined, Commissioner Asks for Laws to Require Speedy Trials for Youths, Set Age Limits, Allow Flexible Sentencing." *Augusta Chronicle* B06 (December 25, 2000).
13. Wiggins, Jennifer. "Parental Rights Termination Jurisprudence: Questioning the Framework." 52 *South Carolina Law Review* 241 (Fall 2000).

Alternative Dispute Resolution

14. Brazil, Wayne D. "Continuing the Conversation About the Current Status and the Future of ADR: A View From the Courts." 2000 *Journal of Dispute Resolution* 11.
15. Brazil, Wayne D. "For Judges: Suggestions About What to Say About ADR at Case Management Conferences - and How to Respond to Concerns or Objections Raised by Counsel." 16 *Ohio State Journal on Dispute Resolution* 165 (2000).

16. Denlow, Morton. "Breaking Impasses in Settlement Conferences: Five Techniques for Resolution." 39 *Judges' Journal* 4 (Fall 2000).
17. Dyer, Clare. "Mediation in Divorce Proves Just as Costly." *The Guardian* 8 (December 20, 2000).
18. Hirshman, Nancy. "Mediating Misdemeanors: Big Successes in Smaller Cases." 7 *Dispute Resolution Magazine* 12 (2000).
19. Kalish, Marc. "Using Mediation to Settle Your Disputes." 37 *Arizona Attorney* 22 (January 2001).
20. Leichman, Abigail. "Anti-War Movement: Divorce Mediation is Gaining Favor as the Alternative to an Adversarial Contest." *The Record* H01 (January 4, 2001).
21. Rambo, Lynne H. "Impeaching Lying Parties With Their Statements During Negotiation: Demysticizing the Public Policy Rationale Behind Evidence Rule 408 and the Mediation-Privilege Statutes." 75 *Washington Law Review* 1037 (October 2000).
22. Rubenstein, Judith and Christopher Jones. "Family Ties: Use of Mediation as an Estate Planning Tool." 113 *Los Angeles Daily Journal* 7 (December 27, 2000).
23. Volpe, Maria. "ADR in the Criminal Justice System: Promises and Challenges." 7 *Dispute Resolution Magazine* 4 (2000).

Capital Cases & Capital Sentencing

24. Cutler, Christopher Q. "Death Resurrected: The Reimplication of the Federal Death Penalty." 23 *Seattle University Law Review* 1189 (Spring 2000).
25. Liebman, James S. "The Overproduction of Death." 100 *Columbia Law Review* 2030 (December 2000).
26. McCord, David. "State Death Sentencing for Felony Murder Accomplices Under the *Emmund* and *Tison* Standards." 32 *Arizona State Law Journal* 843 (Fall 2000).
27. Thomas, Jo. "Illinois Supreme Court Issues Rules for Handling Capital Cases." *New York Times* A12 (January 24, 2001).

Courts & Court Administration

28. Benson, Seymour. "Responding to Domestic Violence: Problems and Proposed Solutions for Judges." 39 *Judges' Journal* 18 (Fall 2000).
29. "The Burden is on Judges to Produce Timely Justice." *Virginian-Pilot* B10 (January 8, 2001).
30. Burge, Kathleen. "Courts Lend a Helping Hand to Do-It-Yourself Lawyers." *Boston Globe* B15 (November 30, 2000).

31. Carnahan, Douglas G. "Friend of the Court: Bailiff's Role Involves Much More Than Being a Bodyguard." 113 *Los Angeles Daily Journal* 8 (December 22, 2000).
32. Dorsaneo, III, William V. "Judges, Juries, and Reviewing Courts." 53 *SMU Law Review* 1497 (2000).
33. Feuer, Alan. "Lawyering by Laymen: More-Do-It-Yourself Litigants Head to Court." *New York Times* A9 (January 22, 2001).
34. Gentles, Peggy. "Utah's Capital Litigation Law Clerk Project." 15 *Court Manager* 27 (2000).
35. Gold, David L. "The Tradition of Substantive Judicial Review: A Case Study of Continuity in Constitutional Jurisprudence." 52 *Maine Law Review* 355 (2000).
36. Grinfled, Michael Jonathan. "Homeless Courts Seek Out Needy for Last Chance: Traveling Judges Clear Minor Cases by Giving Credit for Participation in Social Services Programs." 113 *Los Angeles Daily Journal* 9 (November 30, 2000).
37. Hennessey-Fiske, Molly. "Paperwork Crowds Already Tight Quarters in Courthouse." *Palm Beach Post* 1B (January 14, 2001).
38. "Largest Lawsuit Awards Dropped in 2000." *Arizona Republic* A4 (January 8, 2001).
39. Lipton, Eric. "Halls of Justice, and Costs, Are Going Up All Over Town: New York City's Record \$2.4 Billion Courthouse Building Boom Nears a Peak as Caseloads Rise." *New York Times* A26 (December 5, 2000).
40. Marson, Barrett. "County to Kill Plans for Court in Mesa." *East Valley Tribune* A3 (January 19, 2001).
41. Martineau, Kim. "A Single Court for Family Issues." *Times Union Albany* A1 (January 9, 2001).
42. McCloy, Mike. "11 Counties Seek \$9 Mil for Drug Courts." *Arizona Republic* B5 (January 16, 2001).
43. McFadden, Christopher R. "Judicial Independence, Age-Based BFOQs and the Perils of Mandatory Retirement Policies for Appointed State Judges." 52 *South Carolina Law Review* 81 (Fall 2000).
44. Mitchell, Mary A. "Father Who Failed to Pay Support Not Fit to be a Judge." *Chicago Sun-Times* 14 (January 9, 2001).
45. Pardo, Steve. "Courts Add Metal Detectors; Safety Devices Inside New Judicial Center Are Signs of County's Growing Population." *Detroit News* 05 (January 3, 2001).
46. Roemer, John. "Thou Shall Use Must, or Is It May, They Say." 114 *Los Angeles Daily Journal* 1 (January 3, 2001).
47. Sage, Larry G. "An Alcohol and Other Drug Court Experiment in Nevada." 39 *Judges' Journal*

- 22 (Fall 2000).
48. Sanko, John. "Growth Tries Justice System." *Denver Rocky Mountain News* 21A (January 13, 2001).
49. Stern, Seth. "Science-Savvy Judges in Short Supply; As More Sophisticated Science Creeps into the Courtroom Judges Are Going Back to School." *Christian Science Monitor* 17 (December 21, 2000).
50. "Sunday Sessions Not Illegal, State Supreme Court Decides." *The Tennessean* 6B (January 20, 2001).
51. Weller, Steven, John A. Martin, John Paul Lederach. "Fostering Culturally Responsive Courts: The Case of Family Dispute Resolutions for Latinos." 15 *Court Manager* 15 (2000).

Criminal Justice

52. Butterfield, Fox. "Data Hint Crime Plunge May Be Leveling Off." *New York Times* A18 (December 19, 2000).
53. Butterfield, Fox. "Texas Spends Little on Public Defenders for Poor Criminal Defendants, Report Says." *New York Times* A17 (December 20, 2000).
54. "Car Signs Proposed for DUI Offenders." *Arizona Republic* A14 (January 11, 2001).
55. Carson, Kathy. "Stay-Away Orders Give Judges Option in Domestic Abuse Cases; Order of Protection Not Always Justified." *The Tennessean* 7B (December 11, 2000).
56. Creaton, Sheila. "Plea Agreements: Progressing the Fight Against Crime or Bribing Witnesses?" 5 *Suffolk Journal of Trial & Appellate Advocacy* 37 (2000).
57. Gershowitz, Adam M. "The Supreme Court's Backwards Proportionality Jurisprudence: Comparing Judicial Review of Excessive Criminal Punishments and Excessive Punitive Damages Awards." 86 *Virginia Law Review* 1249 (2000).
58. Gibeaut, John. "Indictment of a System." 87 *ABA Journal* 34 (January 2001).
59. Goldberg, Carey. "System Stands Accused In a Montana Man's Case: Criticism as a Sex Offender Faces Charge." *New York Times* A12 (January 23, 2001).
60. Herman, William. "Men to Confront Issues of Domestic Violence." *Arizona Republic* B7 (December 6, 2000).
61. Kennedy, Joseph E. "Monstrous Offenders and the Search for Solidarity Through Modern Punishment." 51 *Hastings Law Journal* 829 (2000).
62. Lafleur, Michael. "Judge Questions Control of Crime Labs." *Tucson Citizen* 1C (December 22, 2000).

63. Leibman, Abby J. and Marci Fukuroda. "Getting Away With Murder: Justice System Treats Slaying By a Partner Different From Unknown Killer." 114 *Los Angeles Daily Journal* 6 (January 16, 2001).
64. McCloy, Mike. "Arizona Finds 4% of Inmates Using Drugs." *Arizona Republic* A1 (December 10, 2000).
65. McCloy, Mike. "The Illinois Experience With 0.08% DUI Limit." *Arizona Republic* A16 (January 25, 2000).
66. Murphy, Jennifer. "Trash, Thermal Imagers, and the Fourth Amendment: The New Search and Seizure." 53 *SMU Law Review* 1645 (2000).
67. Rau, Alia Beard. "Chandler Police Seeking Own Blood Lab for DUI Testing." *East Valley Tribune* A5 (January 25, 2001).
68. Seidmann, Daniel J. and Alex Stein. "The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege." 114 *Harvard Law Review* 430 (December 2000).
69. Slobogin, Christopher. "An End to Insanity: Recasting the Role of Mental Disability in Criminal Cases." 86 *Virginia Law Review* 1199 (2000).
70. Smith, Abbe. "Defending Defending: The Case for Unmitigated Zeal on Behalf of People Who Do Terrible Things." 28 *Hofstra Law Review* 925 (2000).
71. Spencer-Wendel, Susan. "Beefed-Up 'Deadbeat' Law: Pay or Do Time, 6 Dads With Connections to S. Florida Prosecuted." *Palm Beach Post* 1B (December 26, 2000).
72. "State Police Chemist Gets Jail Sentence; Skipped Tests of Suspected Evidence, Judge Rules." *Charleston Gazette* 1A (January 5, 2001).
73. Thompson, Don. "Calif. Drug Treatment Plan Could Learn From Arizona's." *Arizona Republic* B7 (December 27, 2000).
74. Weiner, Merle H. "International Child Abduction and the Escape From Domestic Violence." 69 *Fordham Law Review* 593 (November 2000).

Ethics

75. Harrison, Katherine L. "Multidisciplinary Practices: Changing the Global View of the Legal Profession." 21 *University of Pennsylvania Journal of International Economic Law* 879 (Winter 2000).
76. Walther, David L. "The Ethics of Advocacy: Comparing ABA Ethics 2000 With the AAML Bounds of Advocacy." 23 *Family Advocate* 37 (Winter 2001).

Evidence

77. Brixen, Catherine E. and Christine E. Meis. "Codifying the 'Daubert Trilogy': The Amendment to Federal Rule of Evidence 702." 40 *Jurimetrics* 527 (2000).
78. Clines, Francis X. "Access By Inmates to Tests for DNA Gains Ground." *New York Times* A18 (December 19, 2000).
79. "Divorce Settlement Hinges on DNA." *Detroit News* 06 (December 28, 2000).
80. Falkenberg, Lisa. "Inmate Freed After DNA Clears Him of 1988 Slaying." *East Valley Tribune* A10 (January 17, 2001).
81. Green, Frank. "Law to Ease Access to DNA Tests Backed." *Richmond Times-Dispatch* B-1 (December 21, 2000).
82. Hoberock, Barbara. "Execution Stayed for DNA Tests." *Tulsa World* 3 (January 4, 2001).
83. Schumm, Jeffrey M. "Precious Little Guidance to the 'Gatekeepers' Regarding Admissibility of Nonscientific Evidence: An Analysis of ...(*Kumho Tire Co. v. Carmichael*, 526 U.S. 137, 1999.) 27 *Florida State University Law Review* 865 (2000).
84. Siegel, Adam J. "Setting Limits on Judicial Scientific, Technical, and Other Specialized Fact-Finding in the New Millennium." 86 *Cornell Law Review* 167 (November 2000).
85. Villa, Judi. "DNA Puts Heat on Sex-Crime Cases Gone Cold." *Arizona Republic* A1 (December 18, 2000).

Family Law

86. "Arizona Agency a Collector." *Tucson Citizen* 3C (January 2, 2001).
87. "Collections From Deadbeat Parents Reach \$1.17B." *Times Union* B2 (January 1, 2001).
88. Darnell, Catherine. "For the Good of the Children: Program Aims to Guide Parents, Protect Kids Caught in the Grip of Divorce." *The Tennessean* 1D (December 17, 2000).
89. "Deadbeat Dads, Malicious Moms." *Salt Lake Tribune* A12 (January 13, 2001).
90. Hatamyar, Patricia W. "Interstate Establishment, Enforcement, and Modification of Child Support Orders." 25 *Oklahoma City University Law Review* 511(2000).
91. Helms, Ann Doss. "Living Together But Apart Rather Than Put the Kids Through a Divorce, Some Couples Are Now Choosing to Stay in the Same Household." *Times Union Albany* (January 11, 2001).
92. Hsieh, Sylvia. "Divorce Lawyers Are Still Making Big Mistakes With Pension Plans." 2000-25 *Lawyers Weekly USA* 1 (December 11, 2000).
93. "In Divorce, Children's Voices Go Unheard." *Salt Lake Tribune* A8 (January 8, 2001).

94. Jacobs, Mitchell A. and David L. Marcus. "Algebraic Formula: Child-Support Order Deviating From Guidelines Must Contain Findings." *Los Angeles Daily Journal* 7 (December 12, 2000).
95. Johnson, Rob. "Money Earmarked for Raising Kin's Kids; Grandparents Often Take on Such Duties." *The Tennessean* 1B (January 2, 2001).
96. Klepal, Dan. "Child-Support Troubles Worsen; New Statewide System Isn't Working Properly." *Cincinnati Enquirer* A01 (January 3, 2001).
97. Kurki-Suonio, Kirsti. "Joint Custody as an Interpretation of the Best Interests of the Child in Critical and Comparative Perspective." 14 *International Journal of Law, Policy and the Family* 183 (December 2000).
98. Lethgo, Janet H. "Child-Support Cases Mushroom During the Holidays." *The Tennessean* 3W (December 15, 2000).
99. Mahoney, Margaret H. "Rights and Duties of Stepparents at the Time of Divorce." 14 *American Journal of Family Law* 252 (Winter 2000).
100. "More Parents Paying Support." *Arizona Republic* B5 (January 13, 2001).
101. Perry, Kimball. "Law Alters Rules About Paternity." *Cincinnati Post* 18A (December 27, 2000).
102. "Programs Aid Children of Divorce, High Court Wants Lawmakers to OK Permanent Funding." *Idaho Statesman* 05 (December 30, 2000).
103. Shah-Kazemi, Sonia Nourin. "Cross-Cultural Mediation: A Critical View of the Dynamics of Culture in Family Disputes." 14 *International Journal of Law, Policy and the Family* 302 (December 2000).
104. Silberberg, Fred. "Slight of Pen: Live Testimony Ensures That Truth Emerges in Family Law Proceedings." 113 *Los Angeles Daily Journal* 6 (December 28, 2000).
105. Smith, Vicki. "Centers Provide Neutral Ground for Parents: State's Family Visitation Centers Are Safe Places for Visiting or Exchanging Custody." *Charleston Gazette* 1C (December 26, 2000).
106. Stacer, Deena L. and Fred A. Stemen. "Intervention for High Conflict Custody Cases." 14 *American Journal of Family Law* 242 (Winter 2000).
107. "State's Parenting Plan Needs State Funding." *The Tennessean* 18A (December 21, 2000).
108. Thalman, James. "Divorced Dads Contend Deck Stacked Against Them." *Salt Lake Tribune* A1 (January 8, 2001).

Guardianship & Probate

Juries & Jury Reform

109. Newsom, Ashley. "Pretrial Publicity and Individual Voir Dire: What Has the Florida Supreme

Court Done to the Jury Selection Process?" 52 *Florida Law Review* 1039 (December 2000).

110. Spaeth, Jan Mills. "Juror Honesty and Voir Dire." 37 *Arizona Attorney* 39 (January 2001).

Technology and the Law

111. DiLuzio, Sarah. "Workplace E-Mail: It's Not as Private as You Might Think." 25 *Delaware Journal of Corporate Law* 741 (2000).
112. Glassman, Judith. "21 Tips for Moving From WordPerfect to Word." 10 *Law Office Computing* 76 (December/January 2001).
113. "Groups Call Web Sites Listing Cons, Ex-Cons Unfair." *East Valley Tribune* A1 (December 28, 2000).
114. Hopper, D. Ian. "Inmate Records On the Internet Raise Concern." 113 *Los Angeles Daily Journal* 4 (December 29, 2000).
115. Nieuwenhuizen, Patricia. "E-Mail: The Smoking Gun of the Future: As Paper-Based Data Go By the Wayside, Counsel Must Be Prepared to Collect, Produce and Review Electronic Evidence." 22 *National Law Journal* B9 (December 11, 2000).
116. Smith, Tammie. "Getting Records Getting Easier, New Site, Computers Simplifying Process." *Richmond-Times Dispatch* B-1 (January 7, 2001).
117. Ulbricht, Tom C. "Successfully Automating a Large Justice System: The Good, the Bad, and the Ugly." 15 *Court Manager* 33 (2000).

Trial Practice

118. Bowitz, Natalie. "What's Clothes Got to Do With It? - Courtroom Attire" *The Defender* 16 (January 2001).
119. Comparet-Cassani, Judge Joan. "A Primer on the Civil Trial of a Sexually Violent Predator." 37 *San Diego Law Review* 1057 (November-December 2000).
120. Johnston, Amy M. "Fairness v. Surprise: The Rebuttal Evidence Debate." 77 *University of Detroit Mercy Law Review* 531(2000).
121. Kadoch, Laurie C. "Seduced By Narrative: Persuasion in the Courtroom." 49 *Drake Law Review* 71 (2000).
122. Kurcias, Lisa M. "Prosecutor's Duty to Disclose Exculpatory Evidence." 69 *Fordham Law Review* 1205 (December 2000).
123. O'Brien, Jr., Gregory A. "Dress for Success: Casual Attire Creeps Into Court, to the Dismay of Most Judges." 113 *Los Angeles Daily Journal* 8 (December 7, 2000).
124. Tredennick, John. "Using Presentation Software to Create Courtroom Graphics." 17 *GPSolo* 52

(December 2000).

General Interest

125. Brickner, David H. "Don't Hide Your Head in Deposition Cross." 114 *Los Angeles Daily Journal* 8 (January 16, 2001).
126. Feiser, Craig D. "Protecting the Public's Right to Know: The Debate Over Privatization and Access to Government Information Under State Law." 27 *Florida State University Law Review* 825 (2000).
127. French, Steve. "Of Problems, Pitfalls and Possibilities: A Comprehensive Look at Female Attorneys and Law Firm Partnership." 21 *Women's Rights Law Reporter* 189 (2000).
128. Glater, Jonathan D. "For Lawyers, Is Boom Near In Insolvency? Bankruptcy Specialists Are Much in Demand." *New York Times* C1 (December 26, 2000).
129. Ingram, John Dwight. "Prison Guards and Inmates of Opposite Genders: Equal Employment Opportunity Versus Right of Privacy." 7 *Duke Journal of Gender Law & Policy* 3 (2000).
130. Jacobi, John V. "Prosecuting Police Misconduct." 2000 *Wisconsin Law Review* 789 (2000).
131. Kernodle, Jeremy Daniel. "Policing the Police: Clarifying the Test for Holding the Government Liable Under 42 U.S.C. § 1983 and the State-Created Danger Theory." 54 *Vanderbilt Law Review* 165 (January 2001).
132. Menkel-Meadow, Carrie J. "When Winning Isn't Everything: The Lawyer as Problem Solver." 28 *Hofstra Law Review* 905 (2000).
133. Mulvihill, Maggie. "At the Bar: Bush Means Trouble for Trial Lawyers." *Boston Herald* 025 (January 23, 2001).
134. Norris, Benjamin R. "Writing to Win: Improving Your Law Practice Through Attention to Detail." 37 *Arizona Attorney* 32 (December 2000).
135. Pinkston, Will and Andrew Caffrey. "Suddenly, States' Budget Picture Isn't as Pretty Anymore." *Wall Street Journal* A2 (January 5, 2001).